

Docket No.: 060188-0695



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 20277  
Hiroshi KOHSO, et al. : Confirmation Number: 8908  
Application No.: 10/694,445 : Group Art Unit: 2651  
Filed: October 28, 2003 : Examiner: SNIEZEK, Andrew L.

For: HEAD POSITIONING SYSTEM, DISK DRIVE APPARATUS USING THE SAME, AND  
HEAD POSITIONING METHOD

**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Restriction Requirement  
Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Noting the Office Action of June 22, 2005, wherein the Examiner required election between the patentably distinct species identified as Species I through Species VI, Applicant hereby elects Species I, corresponding to Figure 1 for prosecution in this application. Claims 1-8, 42, and 48 are considered readable on the elected species.

It is believed that the above represents a complete response to the Official Action and reconsideration of the election requirement is respectfully requested.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

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**Date: July 20, 2005**